

# HB0308



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB0308

Introduced 1/19/2007, by Rep. Bill Mitchell

#### SYNOPSIS AS INTRODUCED:

720 ILCS 5/19-1

from Ch. 38, par. 19-1

Amends the Criminal Code of 1961. Provides that a burglary committed in a facility that stores the necessities of life such as food, clothing, or other tangibles for free distribution to economically disadvantaged persons is a Class 1 (rather than a Class 2) felony. Effective immediately.

LRB095 05175 RLC 25248 b

CORRECTIONAL  
BUDGET AND  
IMPACT NOTE ACT  
MAY APPLY

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Criminal Code of 1961 is amended by changing  
5 Section 19-1 as follows:

6 (720 ILCS 5/19-1) (from Ch. 38, par. 19-1)

7 Sec. 19-1. Burglary.

8 (a) A person commits burglary when without authority he  
9 knowingly enters or without authority remains within a  
10 building, housetrailer, watercraft, aircraft, motor vehicle as  
11 defined in the Illinois Vehicle Code, railroad car, or any part  
12 thereof, with intent to commit therein a felony or theft. This  
13 offense shall not include the offenses set out in Section 4-102  
14 of the Illinois Vehicle Code.

15 (b) Sentence.

16 Burglary is a Class 2 felony. A burglary committed in a  
17 school or place of worship is a Class 1 felony. A burglary  
18 committed in a facility that stores the necessities of life  
19 such as food, clothing, or other tangibles for free  
20 distribution to economically disadvantaged persons is a Class 1  
21 felony.

22 (Source: P.A. 91-360, eff. 7-29-99; 91-928, eff. 6-1-01.)

1           Section 99. Effective date. This Act takes effect upon  
2    becoming law.